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MAGOON TESTIFIES

EXPLAINS IN THE SUPREME COURT HIS POSITION AS COUNSEL FOR KAMALO AND SAYS HE WAS ONLY TRYING TO COLLECT ITS JUDGMENT—EXPECTED A BIG FEE IF HE DID SO.

J. O. Lightfoot resumed the stand in the Supreme Court this morning in the Magoon hearing and was further examined by Magoon. His first testimony was concerning the alleged testimony given by Frank Hustace in the Dees-Smith case, which Hustace in the present hearing disclaimed. Lightfoot declared that he was present at the Dees-Smith trial and had a clear recollection of Hustace's testimony, as it appears in the transcript, regarding the time when he saw Magoon and discussed transfer of Hustace's property.

The cross-examination of Lightfoot by S. M. Ballou was principally regarding the dates in a report of Kamalo directors' various meetings in 1902 and 1903. The dates were admitted by Lightfoot to be wrong. He stated that he had prepared the report, which was

signed by Magoon and Lightfoot, but could not recollect when the dates as inserted had been secured. Ballou asked if the document did not contain a remarkable recollection of erroneous dates and Lightfoot said "It is human to err."

After further questioning regarding Kamalo directors' meetings and elections Lightfoot was excused.

Magoon offered in evidence parts of the stenographers' record in Dees vs. Smith, which contain the Hustace testimony, and Ballou objected, demanding that all the record go in or none of it. There was considerable argument and the court was sometime discussing the matter. The objection was finally sustained.

(Continued from page one)

WHO IS THE DARK HORSE

SAM JOHNSON'S ANNOUNCEMENT THAT NEITHER CRABBE NOR A. M. BROWN CAN BE ELECTED IS TAKEN TO MEAN THAT THE MACHINE IS PREPARING THE WAY FOR ANOTHER CANDIDATE—IS THAT CANDIDATE SAM JOHNSON?

Who is to be the Administration's dark horse in the shrewdly fight?

What will be the color of the hair, the hue of the eyes, the mould of man that will spring from the Robin's-blue Chamber and enter the lists of the Republican Convention as a candidate for sheriff?

These are the questions that are puzzling the wise ones in the Republican camp, as well as those in the camps of the Democrats and Home Rulers. One fact is certain the Administration wants neither Brown nor Crabbe. It is not after that the Administration is caught napping as it has been in the present fight. All of the teeth seem to be missing from the Administration's carry comb and all of the hair gone out of the brush for no dark horse thus far, has been groomed for the race. Probably some dark horse is being fixed up and will be entered between now and the convention.

The statement made this morning by Sam Johnson in the matter of the fight between Brown and Crabbe is very significant. Although Johnson does not make the statement in so many words two facts stand out in his statements. The first is that the Administration is against Brown and Crabbe and the second that of the two the administration would prefer Crabbe to Brown. Johnson's statements put the situation quite shrewdly, with enough mystery and uncertainty to spread alarm in the ranks of the party. The sole object was unquestionably to scare the party into the selection of some other candidate for sheriff, who would be agreeable to the administration. But one has to read between the lines of Johnson's remarks to appreciate this fact.

The question now is what candidate does the administration favor? The uncertainty is whether the administration can hold its forces in line to enable it to dump Crabbe and nominate an outsider. It is a risky proposition and unless there is a strong rallying about some dark horse the government strength will unquestionably go to C. L. Crabbe.

Despite the fact that Johnson has protested that he is not supporting Crabbe it is stated on reliable information that his men have been working for Crabbe and so far as any indication in this respect is concerned, he appears to be on the quiet, helping Crabbe.

HOT WEATHER MERCHANDISE. Nothing is more delicious and refreshing on a hot day than a glass of our ice cream soda. We use only pure, wholesome flavors. You are always sure of the best of soda at Hobron's.

ATTRactions AT THE ZOO. The Hawaiian Orchestra will play at the Kaimuki Zoo every afternoon. New animals and new birds. A Singapore spider monkey, (the only one west of the Rocky Mountains) a Wallaby, an American Eagle and a Macaw parrot are among the late additions.

If You Use Horses

or vehicles, a runaway or other accident may, in a moment, make you liable for damages to the extent of thousands of dollars. If a careless person gets in the way and is injured it may cost you several hundred dollars to prove you are not liable. The policies of the Pacific Coast Casualty Company protect you from this danger. Agents,



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HUNTER'S SUPPLIES

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31 FORT STREET

300 Deaths Daily Now In Harbin

(Associated Press Cable to The Star).

LONDON, May 18.—Plague is raging in Harbin. Three hundred deaths are reported daily.

BUFORD FLOATED AND UNINJURED

MANILA, May 18.—The transport Buford has been floated. She is returning here under her own steam and is not thought to be much damaged.

TO ATTACK VLADIVOSTOK.

VLADIVOSTOK, May 18.—Foreigners have been requested to leave here. It is presumed that this request is made in the expectation that the place is to be subjected to a siege.

STRIKE KEPT UP.

CHICAGO, May 18.—Shea, the strike leader, has refused an offer of arbitration. He is blocking the efforts to bring about peace.

CHINESE EXCLUSION.

WASHINGTON, D. C., May 18.—The Chinese minister has had a conference with Secretary Loomis on the subject of a new exclusion law.

CHIEF OUTLAW KILLED.

MANILA, May 18.—Pala, the chief of the Jolo uprising, has been killed.

RUSSIAN FLEET SEEN.

SINGAPORE, May 18.—Forty-two Russian war vessels were seen near Cape Varrella on Monday. They were going north.

THE CORONIA SAFE.

NEW YORK, May 18.—The steamship Corona has been floated.

MAGOON FINISHES HIS STATEMENT

HE DENIES VERY EMPHATICALLY HAVING ACTED AGAINST HIS KAMALO CLIENTS.

Magoon resumed his statement in his own behalf in the Supreme Court this afternoon, telling further of his conferences with Hustace and why he brought the executions against Hustace after the latter left for San Francisco. Magoon said he was greatly surprised to find that Hustace had transferred his property without providing a way to give security to the Kamalo Sugar Company. Magoon said he did not know of the transfer until it had been made and Hustace had gone away. The only thing that could be done was to levy on Hustace's property and that Magoon did with all possible speed.

The day after the execution was begun Magoon received a call from Charles Hustace, in which the latter showed much indignation because Magoon had begun to levy executions after Hustace had left. Charles Hustace strongly resented any imputation that Frank had not carried out his agreement and said he would stake his last dollar on the honor of his brother. The executions were postponed to await Hustace's return. Magoon did not see Frank Hustace to speak to him again. "When he came back from San Francisco he would not speak to me," said Magoon. Magoon got word in some way that Hustace didn't care to do anything more in the matter and invited Magoon to go ahead. The execution was pressed and the property sold, a letter of objection from Charles Hustace, who claimed the land, being ignored.

Magoon told of his startling the famous suit of Dees vs. Smith, which started all the trouble. It was to remove a cloud from Dees's title, and Magoon remarked that he had every reason to believe and still believed, that the transfer by Hustace to Smith was fraudulent.

Magoon said that to his mind an entirely wrong construction had been placed on his acceptance of a fee from Hustace. He had not accepted it to represent Hustace in any way against the Kamalo Sugar Company. A great deal of time and work and some money were needed to carry out the plan proposed, to protect him as far as possible from any further payment, as a matter of justice, trying to be as humane and fair as possible in his office as attorney. "I would have done what I did for Mr. Hustace without any fee, but when it came to paying out money or spending time for his benefit I could not do that. That is the way I looked at it. The way it has been looked at is so different from this that one is apt to be discouraged in trying to do anything for anyone."

"Next time you will take the last drop of blood, will you?" asked Lightfoot.

COPTIC BROKE HER BEST RECORDS

VESSEL ARRIVED EARLIER THAN EXPECTED FROM SAN FRANCISCO. GO WITH SIX DAYS LATER MAIL.

The S. S. Coptic broke her record when she was sighted off Koko Head from San Francisco at 7:50 o'clock this morning. The vessel came down in 5 days, 21 hours and 4 minutes. This mark which is for the fifty-eighth voyage, breaks her best previous record of 5 days, 22 hours and 37 minutes, for the forty-ninth voyage. Her average speed for the present trip was 14.76 knots an hour.

The vessel left San Francisco May 12, so brought six days later mail. She had 267 sacks for this place. She has only a small crowd of passengers, although a large crowd had booked. The presence of the Japanese and Russian fleets in the waters of the Far East and the possibility of a sea fight evidently caused many to cancel their booking. The vessel is going to Manila this trip. She has a number of passengers for Manila, but few for any other port.

For Honolulu there stopped over M. S. Sternbach, wife and maid. He is a New York broker.

T. W. Furlong, who is going to Yokohama, was formerly an architect at Honolulu.

The vessel passed the transport Logan, cruiser Boston, steamers Alameda and Rosecrans coming to this port.

The vessel is scheduled to sail from the Hackfeld wharf at 9 o'clock tomorrow morning for the Orient and Manila. She will no doubt call in at Midway as she probably has contraband in her cargo.

Automobiles can be hired day or night at Club Stables, Fort Street.

MOONLIGHT BARGE DANCE. Young Brothers will give a moonlight barge dance Friday evening May 19, 1905. Barges will be anchored in the harbor and launches will transport dancers to the barges every 15 minutes commencing at 7:30 p. m. from the Queen street boat landing. Refreshments will be served, special music on hand and a good time is guaranteed. Tickets for the dance can be secured at the Boat Landing that evening. Tickets lady and gentlemen \$2.

"I am not built that way. I cannot do that," said Magoon. In reply to questions from Lightfoot Magoon then specifically denied the charges as filed against him.

Star Want Ads pay 25 cents.

Classified Advertising

Situation Wanted

Young German wants position as gardener and yardman. Address "Gardener," Star office.

BLOOD SPILLED

G. B. McCLELLAN CALLED McCANTS STEWART A "NIGGER" AND THE COLORED ATTORNEY CAME BACK WITH A HURRICANE BLOW—CENTRAL UNION CHURCH MEMBERS MIX IT UP IN AN INTERESTING ROW AT NOON TODAY.

A fight occurred today at noon between Attorney T. McCants Stewart and G. B. McClellan, secretary of Delegation Kuhl. The trouble arose over a dispute as to certain papers in the election contest which culminated in McClellan's calling Stewart a "nigger." Stewart struck McClellan repeated blows on the face inflicting several nasty cuts. McClellan refused to fight he says, on the ground that he would not demean himself by fighting with a nigger.

Stewart's account of the fight is as follows. McClellan's account does not differ very materially, except that he says that the controversy arose over his objections to what he considered was an attempt on the part of Stewart to give H. P. Baldwin an unfavorable

opinion of him. Mr. McClellan also says he did not and would not fight Stewart, but confined himself to warding off Stewart's blows as best he could. He says that after the fight Stewart rushed into L. K. Kentwell's office and brought Kentwell into his own, saying "I have licked him good."

Stewart's account of the affair runs somewhat thus:

G. B. McClellan. "I don't like the way you have acted in this matter. You have acted like a shyster lawyer. You are not the kind of a man I should like to send any business to."

McCants Stewart—"And let me tell you that I have no respect for your opinion. You carry yourself as if you

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CROCKETT REFINERY BONDS ARE LISTED

The bonds of the California and Hawaiian Sugar Refining Company were listed on the Honolulu Stock and Bond Exchange this morning, and will hereafter be called in the regular list.

These bonds are an issue of a million dollars worth made in 1898, bearing 6 per cent interest payable semi-annually and due in 1913. They are secured by a trust deed on the property of the corporation, which is known as the Crockett refinery and shows a book value of \$6,906,874.83. The liabilities are \$6,000 shares of capital stock of the par value of \$100, but the great majority of which have been purchased by the Sugar Factors Company at \$40 a share, and the bonded indebtedness of \$1,000,000 and \$6,874.88 of unsettled realizations.

The property includes lands, wharves and water frontage held in fee simple, a main building 206 by 170 feet and seven stories high besides other necessary buildings and machinery. The property is insured for \$977,750.

INJUNCTION WILL NOT LIE

CANNOT TEST COUNTY ACT BY THAT MEANS—SECRETARY AT KINSON'S ABSENCE AN ELEMENT

The Governor has been advised that the plan to test the County Act by means of a petition for an injunction to restrain the Secretary of the Territory from holding the County election, is not practicable. The absence of Secretary Atkinson and doubt as to who is to be served with the papers in such an action, is one of the objections to this proceeding. "As the law has been explained to me," said the Governor, "I do not see how such an action would lie."

A MATTER OF HEALTH

ROYAL BAKING POWDER
Absolutely Pure
HAS NO SUBSTITUTE

ACQUITT BY COURT MARTIAL

CAPT. LYON RETURNS FROM HAVING SERVED ON A COURT THAT EXONERATED OFFICER.

Captain H. W. Lyon, U. S. N., commandant of the local naval station arrived from the Orient today by the S. S. Mongolia. He went to Manila to sit on a court martial called to try Captain Briggs of the cruiser Baltimore on a charge of breach of the regulations in having grounded the vessel and failed to properly report the occurrence. The accident was alleged to have occurred near Singapore. Admiral Miller who was also on the court is a through passenger on the Mongolia. A verdict of not guilty was returned by the court.

50c. SAVED.

Amateur Drawing Outfits \$1.00 at Arleigh & Co's stationery store. The same sold by our competitors at \$1.50.

ONYX HOSE.

Sachs & Co., call attention to their fine new stock of Onyx Hosiery for women, children, misses and infants. "Onyx" is a mark on hosiery that means as much as "Sterling" on silver. It means the best that brains and machines can produce.

GIVE CHAMBERLAIN'S PAIN BALM A TRIAL.

No other liniment affords such prompt relief from rheumatic pains. No other is so valuable for deep seated pains like lame back and pains in the chest. Give this liniment a trial and become acquainted with its remarkable qualities and you will never wish to be without it. For sale by all dealers, Benson, Smith & Co., agents for Hawaii.

What is Home Without SLIPPERS?

Well from the standpoint of foot-comfort a man can't feel quite at home until he has got his slippers on. The feet, tired out with the exertions of the day, cry out for slippers and refuse to be comforted until they are worn.

\$1.50 and Upwards is the slipper tariff in our store and while on the subject we would call special attention to the soothing qualities of our NULLIFIERS



made of vivid kid and with elastic sides. The price of these excellent slippers is \$2.00 and \$3.50 per pair.

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